# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE EXPRESS MAIL NO. EV100888853US

Title: ENSEMBLE AVERAGING FOR EVOKED RESPONSES Docket No.: A03P1063

MAIL STOP PATENT APPLICATION COMMISSIONER FOR PATENTS

P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith for filing are the following documents: page(s) page(s) application including \_33\_ pages specification; \_4\_ pages claims, and \_\_38\_\_ page(s) application

1\_page abstract

21\_Sheet(s) of Drawings

Informal \_\_ Formal \_xx\_

Declaration

Assignment

Recordation Form Cover Sheet

Power of Attorney by Assignee...

Nonpublication Request Under 35 USC 122...

Information Disclosure Statement

Nonpublication  Information Disclosure State  Information Disclosure State  PTO-1449 and references  Return Postcard		NO. OF LGE	NTITY \$ AMOUNT	\$ FEE
CALCULATION OF FEES	NO. OF CLAIMS FILED	ADDITIONAL FEE	\$18 \$0	\$ 0
A TOTAL CLAIMS FEE	16 - 20 = 3 -3 =		84 0	\$ 0
B INDEPENDENT CLAIMS FEE* C SUBTOTAL - ADDITIONAL CL	AIMS FEE (LINES A + B)  AIMS FEE LARGE ENTITY FEE:  ENTITY = \$750	= \$270		750
D MULTIPLE-DEPENDENT CE BASIC FILING FEE*LARGE	ENTITY = \$750	S C, D, AND E)		\$ 750**
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Respectfully submitted,

Date:

Derrick Reed, Attorney for Applicants Reg. No. 40,138

### Correspondence Address:

PACESETTER, INC. 15900 Valley View Court Sylmar, CA 91392-9221 818/493-2200 818/362-4795 (fax)

> I hereby certify that this New Application is being deposited with the United States Postal Service as "Express Mail" mailing label number EV100888853US in an envelope as "Express Mail Post Office to Addressee" addressed to the: MAIL STOP PATENT APPLICATION COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450, on:

> > **September 17, 2003**

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## NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

First I	Named Inventor	Gene A. Bornzin	
Title ENSEMBLE AVERAGING FOR EVOKED RESPONSES			
Attorney Docket Number		A03P1063	

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/17/03 Date Dew Signature

818/493-2200 Derrick Reed, Reg. No. 40,138

Telephone number Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).** 

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.